

BEFORE THE ADDITIONAL MASTER-III
HIGH COURT, MADRAS.
C.S. No. 581 OF 2015

Date: 16.06.2025

Time: 12.58 P.M.

Name : Mr. V.Ramachandran (DW1)

Continuation of cross examination by Ms.S.Subbiah, learned Senior counsel for the Plaintiff.

Solemnly affirmed:

Q93: (Ex.P6 is shown to the witness) The publication made in Ex.P6 dated 05.07.2014 Times business. Is it right?

A: Yes.

Q94: Can you name the group head of Corporate affairs in the D1 company as on 05.07.2014?

A: I do not know.

Q95: When the company conducts press meet what would be the venue normally?

A: There is no specific venue where press meets are regularly held.

Q96: (Ex.P6 is shown to the witness) But you cannot say the exact venue at which Ex.P6 information was furnished by the spokesperson of the D1 company to the Times of India?

A: Yes. I cannot say specify the location.

Q97: Do you know the name of the spokesperson during the year 2014?

A: I do not know.

Q98: Can you say apart from Times of India any other Journals or newspapers invited for this press meet?

A: I do not know.

Q99:(Ex.P6 is shown to the witness) Whether similar publications as available under Ex.P6 where published in any other journals?

A: I do not know.

Q100: The D1 company i.e.Hyundai purchases all the leading newspapers both English and Tamil. Is it right?

A: We purchase available newspapers.

Q101: (Proof affidavit shown to the witness) In your Proof Affidavit in Para No.2 you have stated that the 1st defendant had nothing to do with publication of the news article / report in newspaper “The Times of India”. Am I right?

A: Yes.

Q102: When did the D1 company come to know about this Ex.P6 publication?

A: Probably on the date it was published.

Time : 01.30 P.M.

Time : 02.37 P.M.

Q103: Do you have any information as to whether the D1 company objected to the Times of India over the publication under Ex.P6?

A: I am not aware.

Q104: Did you check up with your legal team as to whether any such objection or protest was raised?

A: I checked up and there is no records.

Q105: Did you check whether D1 company issued any legal notice to Times of India regarding the publication under Ex.P6?

A: I am not aware.

Q106: (Ex.P12 is shown to the witness) Am I right in saying that this is the reply notice Ex.P12 issued on behalf of D1 to the plaintiff counsel?

A: Yes.

Q107: At least at the time when Ex.P12 reply was given, do you know whether any notice had been issued by D1 company to Times of India, at that stage?

A: I am not aware.

Q108: Do you know who had given instructions to the counsel at New Delhi to send Ex.P12 reply, when the notice was issued to D1 at Chennai?

A: I think it would have been the legal team.

Q109: Whether Mr.Lee was in his office when Ex.P12 was sent?

A: I do not know. Witness adds: However his presence or absence is not relevant to Ex.P12 reply.

Q110: I put it to you that only because all the instructions were given by the spokesperson of the D1 company to Times of India, the D1 did not issue any notice to the Times of India?

A: I deny.

Q111: Whether the D1 company maintains any records and minutes relating to conducting press meets?

A: There is no minutes and records maintained for the press meet.

Q112: Do you know as to whether any other newspapers or journals other than Times of

India were invited to the press meet?

A: I do not know.

Q113: (Ex.P13 shown to the witness) Ex.P13 is the customer satisfaction delight report of the D1 over the first plaintiff company. Is it right?

A: This is a customer delight information to the dealers for the year 2009.

Q114: (Ex.P14 shown to the witness) Ex.P14 is the same report for the year 2011. Is it right?

A: It is for 2010 itself.

Q115: (Ex.P15 shown to the witness) Ex.P15 is the same report for the period Jan to June 2011. Is it right?

A: Yes.

Q116: All these Exhibits P13 to P15 are for the purpose of showing that the dealer's performance has exceeded the customers' expectation of the first plaintiff company. Is it right?

A: This report has all the dealership. It is not restricted to first plaintiff.

Q117: (Ex.P13 shown to the witness) Can you point out the position of the first plaintiff company in Ex.P13?

A: Position 123.

Q118: (Ex.P14 shown to the witness) Can you point out in Ex.P14 the rank of the first plaintiff company?

A: 12

Q119: (Ex.P15 shown to the witness) Likewise can you point out the rank of the first plaintiff in Ex.P15?

A: 11

Q120: (Ex.P16 shown to the witness) Can you point out the growth rate of the first plaintiff company in Ex.P16?

A: 19.50%

Q121: (Ex.P17 shown to the witness) In this spare parts performance the first plaintiff is ranked in the top 20. Is it right?

A: Yes.

Q122: (Ex.P16 shown to the witness) In the performance though in Tamil Nadu it was low, it shows a high performance in Vellore by the first plaintiff. Is it right?

A: Yes. Witness adds: However all the Exhibits shown have clear hard data which I cannot deny. However I have come here for defamation case and not for specific performance related data.

Time : 03.15 P.M.

Taken down in open Court, read over and explained to the witness and the same is admitted by the witness to be correct and signed before me.

ADDITIONAL MASTER-III